



600 Third Avenue, 42nd Floor, New York, NY 10016 •

December 7, 2016

Daniel J. Flanigan
(212) 644-2090
dflanigan@polsinelli.com

Peter Tesoro
2337 Rosedale Curv
Upland, CA 91784

Dear Mr. Tesoro:

This firm is counsel to the Rescap Borrower Claims Trust and this is in response to your letter dated August 17, 2016 (copy attached).

Your Claim may be paid only pursuant to the provisions of the ResCap Plan of Reorganization confirmed by Judge Glenn. The Plan created a fund for the payment of Borrower Claims and provided various levels of payment for certain categories of those Claims. That fund was not enough to pay 100% of the Borrower Allowed Claim amounts. Your Claim is classified under the Plan as a GMACM Claim and is thus entitled to 30.1% of the amount of your Allowed Claim. As a general rule, Claims such as yours do not receive 100% of their Claim amounts in bankruptcy cases. In fact, in many bankruptcy cases they receive nothing. It may seem odd to say that Claims such as yours are actually fortunate in receiving only a 30.1% distribution, but that is the case. For example, certain other Borrower Claims against other ResCap entities are receiving only 9% of the amount of their Allowed Claims.

Your Claim was also classified under the Plan as a Convenience Claim (these are Claims in amounts below certain threshold amounts, i.e. smaller claims). This is not a bad thing for you, it is a good thing because it entitles you under the Plan to an additional bonus of \$250.00.

Thus your payment is 30.1% of the amount of your Allowed Claim, thus \$1806.00, plus the \$250.00 addition, for a total payment of \$2,056.00.

Sincerely,

Dan Flanigan

DJF:flg
Enclosure

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Polsinelli PC, Polsinelli LLP in California

55404232.1

Martin Glenn
United States Bankruptcy Judge
RE.

Case No 12-12020 MG

ResCap Borrower Claim Trust NO. 773

Honorable Judge Glenn:

I request your review of the payment I received for my claim;
I was paid only 30.1% of the claim you approved and
Somehow the awarded unsecured claim was changed to
a "convenience claim", (see the attached proof of claim)
payment I received from trustee Peter S. Kravitz.

I was originally told by Residential Capital that my HELOC
account was only frozen and that letter gave me the
impression that this was a temporary condition during the
restructuring under Chapter 11, (see attached 5-24-12 letter).
I believe the reduction to only 30.1% is another misleading
action on the part of Residential Capital.

I have reviewed all the documents I received related to the
bankruptcy of ResCap, but I cannot find any reference to 30.1%.
I hereby request your review to determine if ResCap has paid
my claim as you ordered.

Thank you for all the time you put in to the judgement
of ResCap's bankruptcy claim.

Sincerely

Peter Tesoro
Peter Tesoro

2337 Rosedale Court
Upland CA 91784

(909)9821474



RESCAP BORROWER CLAIMS TRUST

**17000 Ventura Blvd., Suite 300
Encino, CA 91316**

August 15, 2016

VIA U.S. MAIL

Peter Tesoro
2337 Rosedale Curv
Upland, CA 91784

**Re: In re Residential Capital, LLC, et als.
U.S. Bankruptcy Court, Southern District of New
York Case No. 12-12020 (MG)
Payment of Proof of Claim No. 773**

Dear Claimant:

I am writing to you in my capacity as the Trustee for the ResCap Borrower Claims Trust (the "Borrower Trust" or "Trust") established pursuant to the Debtors' Chapter 11 Plan (the "Plan") and the Borrower Trust Agreement.

Under the Borrower Trust Agreement, the amount of your Allowed Claim \$6,000.00 qualifies you for special treatment as a Borrower Convenience Claim. As the holder of a Borrower Convenience Claim, you are entitled to a Borrower Convenience Claim Payment of 30.1 percent of your claim (the distribution percentage under the Borrower Trust Agreement for your Allowed Claim) plus an incentive or bonus. The Borrower Convenience Claim Payment is in the amount of \$2,056.00 or \$1,806.00, which is 30.1 % of your Allowed Claim amount rounded to the nearest dollar plus an incentive or bonus of \$250.00.

I am pleased to enclose a check in the amount of \$2,056.00 in payment of the Trust's first and final distribution under the Plan. This distribution represents your Borrower Convenience Claim Payment and is the total amount you are entitled to receive under the Borrower Trust Agreement and Plan.

To avoid forfeiting your distribution, please cash your enclosed check promptly. Under section 4.5 of the Trust Agreement, any payment that is unclaimed for a period of 6 months after payment shall be forfeited. Any request for reissuance of your check must be made promptly and in any event prior to the expiration of the 6-month period referred to in the previous sentence. It must be made in writing and directed to my attention at the above address.

If you have questions about the legal or tax aspects of the distribution, please contact your legal or tax advisors. Neither the trustee nor its attorneys or other advisors may advise you about the effect of the enclosed distribution on your rights and obligations.

Sincerely,

Peter S. Kravitz
Trustee, ResCap Borrower Claims Trust

12-12020-mg Doc 9954 Filed 06/27/16 Entered 06/27/16 12:21:38 Main Document
Pg 13 of 22In re RESIDENTIAL CAPITAL, LLC et al. (CASE NO. 12-12020 (MG)) (JOINTLY ADMINISTERED)
EXHIBIT B- NINETY-THIRD OMNIBUS OBJECTION - RECLASSIFY AND ALLOW BORROWER CLAIMS

Name of Claimant	Claim Number	Date Filed	Claim Amount	Asserted Debtor Name and Case Number	Modified Claim Amount	Reason for Reclassification
Beverly A. Blake 210 C.L. Bradford St. Pineville, LA 71360	1457	10/22/2012	\$26,000.00 Priority	Homecomings Financial, LLC 12-12042	\$26,000.00 Ge Unsi	
Shirley S. Washington 2312 Old Military Rd Mobile, AL 36605	2170	11/5/2012	\$20,494.92 Secured	Homecomings Financial, LLC 12-12042	\$20,494.92 Ge Uns	
Peter Tesoro 2337 Rosedale Curve Upland, CA 91784	773	9/27/2012	\$6,000 Secured	GMAC Mortgage, LLC 12-12032	\$6,000 Ge Uns	
Sandra Staddard 4209 40th Ct N Birmingham, AL 35217	785	9/27/2012	\$2,600.00 Priority	GMAC Mortgage, LLC 12-12032	\$2,600.00 Ge Uns	
Monifa Jamila Ajanaku 1020 Rayner St Memphis, TN 38114	7288	10/16/2012	\$792.72 Secured \$1,530.36 General Unsecured	GMAC Mortgage, LLC 12-12032	\$2,322.72 Ge Uns	

93rd omnibus
objection motion
(Doc. # 9954)

GMAC Mortgage

May 24, 2012

Dear HELOC customer,

Residential Capital, LLC (ResCap), recently announced that it and its subsidiaries are restructuring under Chapter 11. ResCap is the parent company of GMAC Mortgage, which funds your Home Equity Line of Credit (HELOC).

As a result of this action, your HELOC with GMAC Mortgage has been frozen, which means that you will not be able to make new draws (ex: checks or wire transfers). In addition, any checks or transfer requests that were not received by GMAC Mortgage by May 14, 2012, cannot be honored. Please note this action does not change your obligation to repay the amount previously drawn, including interest, by the terms outlined in your agreement.

Enclosed is a notice of Important Information Regarding Your Home Equity Line of Credit and the Notice of Commencement.

We understand you may have some questions. Please feel free to contact our toll-free Homeowner Hotline at (888) 926-3480 between 8 a.m. and 5 p.m. EST, or refer to <http://www.kcccllc.net/rescap> for additional information regarding ResCap's Chapter 11 reorganization.

We apologize for the inconvenience and thank you for your cooperation.

Sincerely,

Thomas Marano
Chief Executive Officer
Residential Capital, LLC

GMAC Mortgage, LLC
1101 Virginia Drive
Ft. Washington, PA 19024

8-17-16

ResCap Borrower Claims Trust
773

Peter Kravitz, Trustee

Dear Mr Kravitz


Thank you for the prompt distribution of my claim that I received on 8-17-16.

I have a question as to why the awarded unsecured claim was changed to a "Convenience Claim" and then reduced to only 30.1% of my original \$6000.00 claim. Please provide copy of all information used to reduce my claim to \$2056.00.

If this information is not available to you please advance my request to the person who can provide the answer, or provide their contact information to me.

Thank you for any assistance you can provide and thank you again for your prompt distribution of the ResCap Borrower Claims Trust.

CC. Martin Glenn
United States Bankruptcy Judge

Sincerely (909)9821474

Peter Tesoro
2337 Rosedale Court
Upland CA 91784